

Serial No. 10/634,732 filed August 5, 2003  
Response of July 28, 2005 to  
Notice of Allowance of April 28, 2005

### **Information Disclosure Statement**

Attached hereto is Form PTO-1449 listing documents for consideration in connection with the above-captioned application. A copy of each of the references is enclosed.

Counsel would also like to bring to the Examiner's attention Applicant's two prior patents that have issued on no-spill drinking products, U.S. Patent Nos. 6,321,931 B1 and 6,357,620 B1. Copies of these patents (which are directed to different inventions from those claimed in the present application) are enclosed. In addition, a continuation is currently pending from the '931 patent (U.S. Patent Application Serial No. 10/001,257 filed Nov. 27, 2001), and a continuation is currently pending from the '620 patent (U.S. Patent Application Serial No. 10/083,656 filed Feb. 25, 2002).

Applicant also has a U.S. national phase application pending (filed Feb. 7, 2005, serial number to be assigned) from his PCT Application Serial No. PCT/US03/24400 filed August 5, 2003, based on the same inventions as claimed herein.

In the prior Office Action, U.S. Patent No. 5,101,991 issued to Morifuji et al. on April 7, 1992 was cited. Enclosed for the Examiner's consideration please find a copy of Morifuji's parent application which also issued as a patent (U.S. 4,993,568 issued to Morifuji et al. on Feb. 19, 1991). It is believed that the present inventions are patentable over the '568 Morifuji reference for the same reasons as they were deemed patentable over the '991 Morifuji reference.

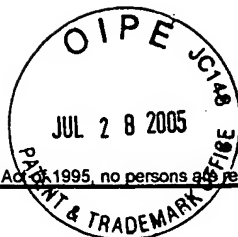
Further references are attached as well. It is believed that none of the references teach or suggest the particular invention recited in the claims, for the same reasons as previously discussed in the February 2, 2005 Response to the Office Action of August 2, 2004. Consideration of the references by

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the Examiner is respectfully requested, with examination of the pending claims in view thereof and initialing of the attached form to confirm the same.

It is believed that this disclosure, pursuant to 37 C.F.R. §§ 1.97 and 1.98, complies with the requirements of 37 C.F.R. § 1.56 and the Manual of Patent Examining Procedure (See e.g., Section 707.05(b)). If for some reason the Patent Office considers otherwise, it is respectfully requested that the undersigned be contacted at the telephone number listed below so that any deficiencies can be immediately remedied.

In addition, authorization is hereby provided to debit any amounts necessary in connection with this transmittal from Deposit Account No. 50-1604.



PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/634,732
Filing Date	08/05/2003
First Named Inventor	Nouri E. Hakim
Art Unit	3727
Examiner Name	Sue A. Weaver
Attorney Docket Number	4009.052.200

Sheet

of

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 4,993,568	02-19-1991	Morifuji et al.	
		US- 5,101,992	04-07-1992	Serre	
		US- 5,244,105	09-14-1993	Serre	
		US- 5,542,670	08-06-1996	Morano	
		US- 5,769,285	06-23-1998	Upham et al.	
		US- 6,112,919	09-05-2000	Ho	
		US- 6,161,710	12-19-2000	Dieringer et al.	
		US- 6,321,931 B1	11-27-2001	Hakim	
		US- 6,357,620 B1	03-19-2002	Hakim	
		US- Re. 34,725	09-13-1994	Braden	
		US- Des. 339,197	09-07-1993	Ziegler	
		US- 2002/0063103 A1	05-30-2002	Kiernan	
		US-			
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		GB 2 169 210 A	07-09-1986	Haberman		
		GB 2 279 130 A	12-21-1994	Duckhouse		
		GB 2 215 318 A	09-20-1989	L'Oreal		

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.